

CHESTNUTHILL TOWNSHIP SUPERVISORS  
ROUTE 715, BRODHEADSVILLE, PA 18322  
MINUTES OF MEETING – September 15, 2009

A regular meeting of the Chestnuthill Township Board of Supervisors was called to order at 7:00 p.m. on Tuesday, September 16, 2009 at the Township Municipal Building Rte 715, Brodheadsville. Those present were Chuck Gould (Chairman), Leigh Kane (Vice-Chairman), David Albright (Township Manager), Cathy Martinelli (Office Manager) and Atty. Joseph P. McDonald, Jr. David Fleetwood (Supervisor) was absent.

The **Pledge of Allegiance** to the Flag was led by Cathy Martinelli.

**Executive Session.** None.

**Unit Care Agreement.** None.

**Parks.** Bernie Kozen was present to report the following:

- First Aid/CPR Training Sept 15
- Elk Bus Viewing Oct 3 – Bus trip is full
- Save-a-dog (dog walk) Oct 10
- Star Gazing Oct 24
- Trick or Treat Oct 31
- Life Line Screening Nov. 5
- Art Workshops 10/10, 10/13, 10/29, 11/14

Bernie also reported he is working with S&K builders on a start date for the replacement wall in the basketball area. Additionally, he will purchase the no-smoking signs at a cost of \$100.00 for (6) six. On motion made by Leigh Kane, seconded by Chuck Gould it was voted to authorize the purchase of the signs. (2-0)

**Public Comment.**

**Resident Mr. Thody.** He is a resident of Birch Hollow Estates and has concerns with PPL running high transmission lines through the back yards of that development. He asked the Board for their support and encouragement to have PPL move the lines over. Mr. Thody said there is a meeting at the Western Pocono Library on Wednesday, September 2, 2009 from 6-8pm. Mr. Thody also spoke on line painting and the anticipated budget for 2010.

**Minutes.** On motion made by Leigh Kane, seconded by Chuck Gould it was voted to approve the minutes of the September 1, 2009 meeting, as distributed. (2-0) On motion made by Chuck Gould, seconded by Leigh Kane it was voted to table the minutes of the August 18, 2009 meeting, as Leigh Kane was absent for that meeting, and Dave Fleetwood was absent tonight, therefore there was only one Supervisor to vote. (2-0)

**Correspondence.**

Right to Know request. Atty. McDonald said this request came from Atty. Marshall Andrews regarding Regency Plaza and cautioned the Board about giving out information that was Attorney/Client privileged.

Weir Lake. Atty. McDonald has received several letters from a Ms. Pat Bowen regarding a sewage issue. He wanted the Board to be aware of her correspondence.

Gypsy Moths. Dave Albright has gone on the annual inspection of gypsy moths with Jackie Hakim of Monroe County Vector Control and is pleased to announce the gypsy moth population has decreased and there is no need for spraying this year. Ms. Hakim has also sent a thank you letter for the Township's support and donation to their deer and litter programs.

**Old Business.** None.

**New Business.**

PA Waste Watcher Award. The Township has received an award for the great job recycling we have done. We recycle over 32 different items at the recycling center and offer a pay as you throw trash program. Township wide recycling totals over 2,260 tons in 2008. The Board would like to thank Burnley for working with us at the Transfer Station and for Pride in Chestnuthill committee for their support and clean up efforts in the Township.

Snow Subcontractor Bid. It is that time of year again to start thinking "snow". The Roadmaster has asked for authorization to advertise for snow subcontractors for the 2009-2010 seasons. On motion made by Leigh Kane, seconded by Chuck Gould it was voted to authorize this advertisement. (2-0)

Emergency Management Seminar. Our Emergency Management team leaders John Murray and Chris Eckert have asked the Board to attend a "Disaster Preparedness Summit" in Philadelphia on October 22, 2009. The cost for this one day seminar is \$395.00 each with the possibility of each receiving \$100.00 off as part of a grant award. On motion made by Chuck Gould, seconded by Leigh Kane it was voted to approve this request. (2-0)

Repository Lot. Mr. Mark Baylis had asked the Board to release a repository lot adjacent to his property. He has put this in writing, however, was not present at the meeting. On motion made by Chuck Gould, seconded by Leigh Kane it was voted to table this issue until the next meeting. (2-0)

**Bills.** On motion made by Leigh Kane, seconded by Chuck Gould it was voted to approve the General and State Fund bills. (2-0)

**Plans.**

**Kinsley's Plaza Phase I** (Prelim LDP) Niclaus Engineering. Lou Cozza from Niclaus Engineering was present as well as Atty. Mark Wolfe, and Mr. Robert Kinsley and Mr. Chris Kinsley. This plan was in for preliminary approval tonight. A lengthy discussion ensued and on motion made by Leigh Kane, seconded by Chuck Gould it was voted to conditionally approve (2-0) this preliminary plan subject to the following conditions:

- The Engineer comment review letter dated 9/15/09 must be satisfactorily addressed
- Any outstanding engineering fees and park and recreation fees shall be paid.
- The Developer shall construct off site highway improvements as described in the "Highway Occupancy Permit Drawings", a forty two page set of drawings prepared by Benchmark Civil Engineering Services, dated 06-20-08, as amended.
- Developer enters into final Traffic Signal and Stormwater Facility Maintenance Agreement, said agreement to include Developer's agreement to contribute off site highway improvements fair share amounts under the terms of paragraph 10 of the draft developer's agreement of September 17, 2009 said draft is attached to this letter as Exhibit "A" Township shall withhold signatures on all HOP applications until the maintenance agreement is fully signed.
- Fair share contribution to be paid 1<sup>st</sup> year, 2<sup>nd</sup> year, and 3<sup>rd</sup> year with amount adjusted, due on anniversary dates of the issuance of the certificate of occupancy.

**Weis Markets- As built plan.** (Alternate Engineer Eric Snyder) Eric Snyder had reviewed this Weis Market as built plan as one of the entrance doors was not built according to the plan. Everything else was in order. Their letter of credit is about to expire. A brief discussion ensued and on motion made by Chuck Gould, seconded by Leigh Kane it was voted to conditionally approve this as-built plan subject to receiving a mylar plan for the file. (2-0)

**Planning Module Approval.** None.

**Adjournment.** There being no further business, on motion made by Chuck Gould, seconded by Leigh Kane it was voted to adjourn at 9:05 p.m. (2-0)

Respectfully submitted,

Cathy A. Martinelli  
Recording Secretary